UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: April 17, 2018

Opposition No. 91239796

Nusenda Federal Credit Union

v.

Promontory Interfinancial Network, LLC

Millicent Canady, Paralegal Specialist:

On April 10, 2018, Applicant filed an answer to the notice of opposition and a counterclaim to cancel Opposer's pleaded Registration(s) No. 3187318. Applicant submitted the required fee.

Opposer and counterclaim defendant, Nusenda Federal Credit Union, is allowed until thirty days from the mailing date of this order to file an answer to the counterclaim. *See* Trademark Rule 2.106(b)(3)(iii).

In accordance with the Trademark Rules of Practice, the parties' obligation to hold their discovery conference by the deadline stated in the prior order is stayed, and conferencing, disclosure, discovery and trial periods are reset as indicated below. *See* Trademark Rule 2.121(b)(2).

Deadline for Discovery Conference	5/10/2018
Discovery Opens	5/10/2018
Initial Disclosures Due	6/9/2018
Expert Disclosures Due	10/7/2018
Discovery Closes	11/6/2018
Plaintiff's Pretrial Disclosures Due	12/21/2018
Plaintiff's 30-day Trial Period Ends	2/4/2019
Defendant's Pretrial Disclosures Due	2/19/2019
Defendant's 30-day Trial Period Ends	4/5/2019
Plaintiff's Rebuttal Disclosures Due	4/20/2019
Plaintiff's 15-day Rebuttal Period Ends	5/20/2019
Plaintiff's Opening Brief Due	7/19/2019
Defendant's Brief Due	8/18/2019
Plaintiff's Reply Brief Due	9/2/2019
Request for Oral Hearing (optional) Due	9/12/2019

When parties stipulate to the rescheduling of a deadline for pretrial disclosures and subsequent testimony periods or to the rescheduling of the closing date for discovery and the rescheduling of subsequent deadlines for pretrial disclosures and testimony periods, a stipulation presented in the form used in a trial order, signed by the parties, or a motion in said form signed by one party and including a statement that every other party has agreed thereto, shall be submitted to the Board through ESTTA, with the relevant dates set forth and an express statement that all parties agree to the new dates. *See* Trademark Rule 2.121(d).

Generally, the Federal Rules of Evidence apply to Board trials. Trial testimony is taken and introduced out of the presence of the Board during the assigned testimony periods. The parties may stipulate to a wide variety of matters, and many requirements relevant to the trial phase of Board proceedings are set forth in Trademark Rules 2.121 through 2.125. These include pretrial disclosures, the manner and timing

of taking testimony, matters in evidence, and the procedures for submitting and serving testimony and other evidence, including affidavits, declarations, deposition transcripts and stipulated evidence. Trial briefs shall be submitted in accordance with Trademark Rules 2.128(a) and (b). Oral argument at final hearing will be scheduled only upon the timely submission of a separate notice as allowed by Trademark Rule 2.129(a).